

Senate File 29 - Introduced

SENATE FILE 29

BY ZAUN

A BILL FOR

1 An Act relating to additional weighting for limited English
2 proficient students and including effective date and
3 applicability provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 257.31, subsection 5, paragraph j, Code
2 2019, is amended to read as follows:

3 j. Unusual need to continue providing a program or other
4 special assistance to ~~non-English-speaking~~ limited English
5 proficient pupils after the expiration of the ~~five-year~~ period
6 of years specified in section 280.4.

7 Sec. 2. Section 280.4, subsection 3, Code 2019, is amended
8 to read as follows:

9 3. a. In order to provide funds for the excess costs of
10 instruction of limited English proficient students specified
11 in paragraph "b" above the costs of instruction of pupils in
12 a regular curriculum, students identified as limited English
13 proficient shall be assigned an additional weighting of
14 ~~twenty-two~~ thirty-nine hundredths, and that weighting shall be
15 included in the weighted enrollment of the school district of
16 residence for a period not exceeding ~~five~~ the period of years
17 specified in paragraph "b". However, the school budget review
18 committee may grant supplemental aid or a modified supplemental
19 amount to a school district to continue funding a program for
20 students after the expiration of the ~~five-year~~ specified period
21 of years.

22 b. (1) For students first determined to be limited English
23 proficient for a budget year beginning on or after July
24 1, 2010, but before July 1, 2019, the additional weighting
25 provided under paragraph "a" shall be included in the weighted
26 enrollment of the school district of residence for a cumulative
27 period of time not exceeding five years beginning with the
28 budget year for which the student was first determined to be
29 limited English proficient. The five years of eligibility
30 for the additional weighting need not be consecutive and
31 a student's eligibility for the additional weighting is
32 transferable to another district of residence.

33 (2) For students first determined to be limited English
34 proficient for a budget year beginning on or after July 1,
35 2019, the additional weighting provided under paragraph "a"

1 shall be included in the weighted enrollment of the school
 2 district of residence for a period not exceeding seven years
 3 beginning with the budget year for which the student was
 4 first determined to be limited English proficient. The seven
 5 years of eligibility for the additional weighting need not be
 6 consecutive and a student's eligibility for the additional
 7 weighting is transferable to another district of residence.

8 Sec. 3. Section 282.18, subsection 7, paragraph b,
 9 subparagraph (1), Code 2019, is amended to read as follows:

10 (1) The board of directors of the district of residence
 11 shall pay to the receiving district the sum of the state cost
 12 per pupil for the previous school year plus either the teacher
 13 leadership supplement state cost per pupil for the previous
 14 fiscal year as provided in [section 257.9](#) or the teacher
 15 leadership supplement foundation aid for the previous fiscal
 16 year as provided in [section 284.13, subsection 1](#), paragraph "d",
 17 if both the district of residence and the receiving district
 18 are receiving such supplements, plus any moneys received for
 19 the pupil as a result of the ~~non-English-speaking~~ limited
 20 English proficient weighting under section 280.4, subsection
 21 3, for the previous school year multiplied by the state cost
 22 per pupil for the previous year. If the pupil participating in
 23 open enrollment is also an eligible pupil under [section 261E.6](#),
 24 the receiving district shall pay the tuition reimbursement
 25 amount to an eligible postsecondary institution as provided in
 26 section 261E.7.

27 Sec. 4. Section 282.18, subsection 16, paragraph a, Code
 28 2019, is amended to read as follows:

29 a. If a request under [this section](#) is for transfer to the
 30 research and development school, as described in [chapter 256G](#),
 31 the student who is the subject of the request shall be included
 32 in the basic enrollment of the student's district of residence
 33 and the board of directors of the district of residence shall
 34 pay to the research and development school the state cost per
 35 pupil for the previous school year, plus any moneys received

1 for the pupil as a result of the ~~non-English-speaking~~ limited
2 English proficient weighting under section 280.4, subsection
3 3, for the previous school year multiplied by the state cost
4 per pupil for the previous year.

5 Sec. 5. EFFECTIVE DATE. This Act, being deemed of immediate
6 importance, takes effect upon enactment.

7 Sec. 6. APPLICABILITY. This Act applies to school budget
8 years beginning on or after July 1, 2019.

9 EXPLANATION

10 The inclusion of this explanation does not constitute agreement with
11 the explanation's substance by the members of the general assembly.

12 This bill relates to limited English proficient education
13 by increasing the amount of supplementary weighting and the
14 number of years of supplementary weighting for limited English
15 proficient students.

16 Current Code section 280.4 provides supplementary weighting
17 for the excess costs of instruction of limited English
18 proficient students. The current amount of the additional
19 weighting for students identified as limited English proficient
20 is 0.22 per student. The weighting is provided for those
21 students first determined to be limited English proficient for
22 a budget year beginning on or after July 1, 2010, and may be
23 included in the weighted enrollment of the school district for
24 a period not exceeding five years.

25 The bill provides that for students first determined to be
26 limited English proficient for a budget year beginning on or
27 after July 1, 2010, but before July 1, 2019, the additional
28 weighting may be included for a period not exceeding five
29 years. For students first determined to be limited English
30 proficient for a budget year beginning on or after July 1,
31 2019, the additional weighting may be included for a period
32 not exceeding seven years. The bill also increases the amount
33 of the additional weighting for students identified as limited
34 English proficient from 0.22 per student to 0.39 per student.

35 The bill also makes statutory changes to provide uniformity

1 in referring to limited English proficient pupils.

2 The bill takes effect upon enactment and applies to school

3 budget years beginning on or after July 1, 2019.